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Filing date: **11/04/2013**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91204777
Party	Plaintiff Apple Inc.
Correspondence Address	JOSEPH PETERSEN KILPATRICK TOWNSEND STOCKTON LLP 31 WEST 52ND STREET, 14TH FLOOR NEW YORK, NY 10019 UNITED STATES JPetersen@kiltown.com, AlJones@kiltown.com, ARoach@kiltown.com, agarcia@kiltown.com, NYTrademarks@kiltown.com, tadmin@kiltown.com
Submission	Plaintiff's Notice of Reliance
Filer's Name	Allison Scott Roach
Filer's e-mail	JPetersen@kiltown.com, AlJones@kiltown.com, ARoach@kiltown.com, agarcia@kiltown.com, NYTrademarks@kiltown.com, tadmin@kiltown.com
Signature	/Allison Scott Roach/
Date	11/04/2013
Attachments	2013-11-4 NOR-1 (W-Exh.).pdf(1483148 bytes)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

In the Matter of Application Serial No. **85/379,097**

For the mark: **CRAPPLE**

Filed: July 22, 2011

Published: December 20, 2011

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APPLE INC.,	:	
	:	Opposition No. 91204777
Opposer,	:	
	:	
v.	:	
	:	
NINJA ENTERTAINMENT	:	
HOLDINGS, LLC,	:	
	:	
Applicant.	:	
-----X		



OPPOSER’S FIRST NOTICE OF RELIANCE


Opposer Apple Inc. (“Apple”), pursuant to 37 C.F.R. § 2.122(d)(2), submits of record in connection with this opposition proceeding current printouts from the USPTO’s Trademark Electronic Search System (“TESS”) electronic database, along with copies of records from the USPTO’s Assignment database demonstrating a change of name or assignment to the current owner, showing the current status and title of the following United States Trademark Registrations owned by Apple and pleaded by Apple in its Notice of Opposition. *See Citigroup Inc. v. Capital City Bank Group Inc.*, 94 U.S.P.Q.2d 1645, 1654 (T.T.A.B. 2010) (during its testimony period, opposer may file a notice of reliance on a current printout of information from the electronic database records for the USPTO showing the current status and title of opposer’s registrations).



TRADEMARK	REG. NO.	APP. DATE/ REG. DATE	GOODS/SERVICES (FIRST USE)
APPLE	1,078,312	March 25, 1977/ Nov. 29, 1977	Class 9: Computers and computer programs recorded on paper and tape (April 1976)
APPLE	2,808,567	Oct. 2, 2002/ Jan. 27, 2004	Class 42: Computer consultation, design, testing, research and advisory services; research and development of computer hardware and software; maintenance and repair of computer software applications; updating of computer software; computer programming services; providing information concerning computers and computer software over computer networks and global communication networks; computer services, namely, hosting web sites and providing web site operation and management services to others; computer services, namely, providing search engines for obtaining data on computer networks and global communication networks; leasing of computers, computer peripherals and computer software (September 1980)
APPLE	3,928,818	May 3, 2007/ March 8, 2011	Class 9: Computer hardware; computer hardware, namely, server, desktop, laptop and notebook computers; computer memory hardware; computer disc drives; optical disc drives; computer hardware, software and computer peripherals for communication between multiple computers and between computers and local and global computer networks; computer networking hardware; set top boxes; computer hardware and computer software for the reproduction, processing and streaming of audio, video and multimedia content; computer hardware and software for controlling the operation of audio and video devices and for viewing, searching and/or playing audio, video, television, movies, photographs and other digital images, and other multimedia content; computer monitors; liquid crystal displays; flat panel display monitors; computer keyboards, cables, modems; computer mice; electronic docking stations; stands specially designed for holding computer hardware and portable and handheld digital electronic devices; batteries; rechargeable batteries; battery chargers; battery packs; power adapters for computers; electrical connectors, wires, cables, and adaptors; wired and wireless remote controls for computers and portable and handheld digital electronic devices; headphones and earphones; stereo headphones; in-ear headphones; microphones; audio equipment for vehicles, namely, MP3 players; sound systems comprising remote controls, amplifiers, loudspeakers and components thereof; audio recorders; radio


			<p>receivers; radio transmitters; personal digital assistants; portable digital audio and video players; electronic organizers; cameras; telephones; mobile phones; videophones; computer gaming machines, namely, stand-alone video gaming machines; handheld and mobile digital electronic devices for the sending and receiving of telephone calls, electronic mail and other digital media; MP3 and other digital format audio and video players; portable and handheld digital electronic devices for recording, organizing, transmitting, receiving, manipulating, playing and reviewing text, data, image, audio and video files; a full line of electronic and mechanical parts and fitting for portable and handheld digital electronic devices for recording, organizing, transmitting, receiving, manipulating, playing and reviewing text, data, image, audio and video files, namely, headphones, microphones, remote controls, batteries, battery chargers, devices for hands-free use, keyboards, adapters; parts and accessories for mobile telephones, namely, mobile telephone covers, mobile telephone cases, mobile telephone covers made of cloth or textile materials, mobile telephone batteries, mobile telephone battery chargers, headsets for mobile telephones, devices for hands-free use of mobile telephones; carrying cases, sacks, and bags, all for use with computers and portable and handheld digital electronic devices; operating system programs; computer utility programs for computer operating systems; a full line of computer software for business, home, education, and developer use; computer software for use in organizing, transmitting, receiving, manipulating, playing and reviewing text, data, image, audio, and video files; computer programs for personal information management; database management software; character recognition software; electronic mail and messaging software; telecommunications software for connecting wireless devices, mobile telephones, handheld digital electronic devices, computers, laptop computers, computer network users, global computer networks; database synchronization software; computer programs for accessing, browsing and searching online databases; computer software to develop other computer software; computer software for use as a programming interface; computer software for use in network server sharing; local and wide area networking software; computer software for matching, correction, and reproduction of color;</p>
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			<p>computer software for use in digital video and audio editing; computer software for use in enhancing text and graphics; computer software for use in font justification and font quality; computer software for use to navigate and search a global computer information network; computer software for use in word processing and database management; word processing software incorporating text, spreadsheets, still and moving images, sounds and clip art; computer software for use in authoring, downloading, transmitting, receiving, editing, extracting, encoding, decoding, playing, storing and organizing audio, video, still images and other digital media; computer software for analyzing and troubleshooting other computer software; computer graphics software; computer search engine software; website development software; computer software for remote viewing, remote control, communications and software distribution within personal computer systems and across computer networks; computer programs for file maintenance and data recovery; computer software for recording and organizing calendars and schedules, to-do lists, and contact information; computer software for clock and alarm clock functionality; computer software and prerecorded computer programs for personal information management; electronic mail and messaging software; computer programs for accessing, browsing and searching online databases; computer software and firmware for operating system programs; blank computer storage media; user manuals in electronically readable, machine readable or computer readable form for use with, and sold as a unit with, all the aforementioned goods; instructional manuals packaged in association with the above (April 1, 1976)</p>
APPLE	3,317,089	June 4, 2004/ Oct. 23, 2007	<p>Class 9: Musical sound records; sound records featuring entertainment; sound records featuring music, musicians, documentaries, biographies, interviews, performances, reviews, drama and fiction; musical video records; video records featuring entertainment; video records featuring music, musicians, caricatures, cartoons, animation, documentaries, biographies, interviews, performances, reviews, drama and fiction; cinematographic films; musical sound recordings; musical video recordings; audio and visual recordings featuring or relating to music, entertainment and films; pre-recorded compact discs, audio tapes, gramophone records, video tapes, video discs, DVDs, CD-ROMs and</p>

			interactive compact discs, all featuring or relating to music and films; digitally recorded sound and video records; downloadable musical sound and video records; downloadable sound and video records featuring or relating to music, entertainment and films (November 16, 2000)
	1,114,431	March 20, 1978/ March 6, 1979	Class 9: Computers and computer programs recorded on paper and tape. (January 1977)
	2,715,578	July 1, 2002/ May 13, 2003	Class 9: Computers hardware; computer hardware, namely, server, desktop, laptop, notebook and subnotebook computers; hand held and mobile computers; computer monitors; personal digital assistants; portable digital audio players; electronic organizers; computer keyboards, cables, modems; audio speakers; computer video control devices, namely, computer mice, a full line of computer software for business, home, education, and developer use; computer programs for personal information management; database management software; electronic mail and messaging software; database synchronization software; computer programs for accessing, browsing and searching online databases; operating system software; application development tool programs; blank computer storage media; fonts, typefaces, type designs and symbols recorded on magnetic media; computer software for use in providing multiple user access to a global computer information network for searching, retrieving, transferring, manipulating and disseminating a wide range of information; computer software for use as a programming interface; computer software for use in network server sharing; local and wide area networking software; computer software for

			<p>matching, correction, and reproduction of color; computer software for use in digital video and audio editing; computer software for use in enhancing text and graphics; computer software for use in font justification and font quality; computer software for use to navigate and search a global computer information network, as well as to organize and summarize the information retrieved; computer software for use in word processing and database management. word processing software incorporating text, spreadsheets, still and moving images, sounds and clip art; computer software for use in authoring, downloading, transmitting, receiving, editing, extracting, encoding, decoding, playing, storing and organizing audio, video, still images and other digital data; computer software for analyzing and troubleshooting other computer software; children's educational software; computer game software; Computer graphics software; Web site development software; computer program which provides remote viewing, remote control, communications and software distribution within personal computer systems and across computer network; computer programs for file maintenance and data recovery; computer peripherals; instructional manuals packaged in association with the above (Jan. 1, 1977)</p>
	3,679,056	Jan. 13, 2009/ Sept. 8, 2009	<p>Class 9: Computers; computer hardware; computer peripherals; handheld computers; handheld mobile digital electronic devices for recording, organizing, transmitting, manipulating, and reviewing text, data, image, audio, and audiovisual files, for the sending and receiving of telephone calls, electronic mail, and other digital data, for use as a digital format audio player, handheld computer, personal digital assistant, electronic organizer, electronic notepad, camera, and global positioning system (GPS) electronic navigation device; digital audio and video recorders and players; personal digital assistants; electronic organizers; cameras; telephones; mobile phones; satellite navigational systems, namely, global positioning systems (GPS); electronic navigational devices, namely, global positioning satellite (GPS) based navigation receivers; computer game machines for use with external display screens, monitors, or televisions; a full line of accessories and parts for the aforementioned goods; stands, covers, cases, holsters, power adaptors, and wired and wireless remote controls for the aforementioned goods; computer memory hardware; computer disc drives; optical disc drives; computer networking</p>

			hardware; computer monitors; flat panel display monitors; computer keyboards; computer cables; modems; computer mice; electronic docking stations; set top boxes; batteries; battery chargers; electrical connectors, wires, cables, and adaptors; devices for hands-free use; headphones; earphones; ear buds; audio speakers; microphones; and headsets; a full line of computer software for business, home, education, and developer use; user manuals for use with, and sold as a unit with, the aforementioned goods. downloadable audio and video files, movies, ring tones, video games, television programs, pod casts and audio books via the internet and wireless devices featuring music, movies, videos, television, celebrities, sports, news, history, science, politics, comedy, children's entertainment, animation, culture, current events and topics of general interest (January 31, 1977)
	2,951,270	Aug. 16, 2002/ May 17, 2005	Class 28: Stand alone video game machines; handheld unit for playing electronic games; electronic educational game machines for children; musical toys (Feb. 26, 2002)
	3,746,840	Dec. 15, 2007/ Feb. 9, 2010	Class 9: Handheld mobile digital electronic devices for the sending and receiving of telephone calls, electronic mail, and other digital data, for use as a digital format audio player, and for use as a handheld computer, personal digital assistant, electronic organizer, electronic notepad, and camera (June 29, 2007); Class 28: Handheld unit for playing electronic games (June 29, 2007); Class 38: Telecommunication access services; communication by computer; transmission of data and of information by electronic means; provision of telecommunications connections to computer databases and the Internet; electronic transmission of streamed and downloadable audio and video files via computer and other communications networks; delivery of messages by electronic transmission; provision of telecommunications connections to electronic communications networks, for transmission or reception of audio, video or multimedia content (June 29, 2007)
APPLE TV	3,359,045	April 9, 2007/	Class 9: Computer hardware; computer networking

		Dec. 25, 2007	hardware; set top boxes; digital electronic devices for recording, organizing, transmitting, receiving, manipulating, playing and reviewing text, data, image, audio and video files; computer software for use in organizing, transmitting, receiving, manipulating, playing and reviewing text, data, image, audio, and video files; computer hardware and computer software for the reproduction, processing and streaming of audio, video and multimedia content; computer hardware and software for controlling the operation of audio and video devices and for viewing, searching and/or playing audio, video, television, movies, photographs and other digital images, and other multimedia content (March 21, 20007)
	3,359,157	April 11, 2007/ Dec. 25, 2007	Class 9: Computer hardware; computer networking hardware; set top boxes; digital electronic devices for recording, organizing, transmitting, receiving, manipulating, playing and reviewing text, data, image, audio and video files; computer software for use in organizing, transmitting, receiving, manipulating, playing and reviewing text, data, image, audio, and video files; computer hardware and computer software for the reproduction, processing and streaming of audio, video and multimedia content; computer hardware and software for controlling the operation of audio and video devices and for viewing, searching and/or playing audio, video, television, movies, photographs and other digital images, and other multimedia content (March 21, 2007)

The above registrations are relevant to this opposition proceeding in that they establish, among other things, that Apple is the owner of valid and subsisting prior registrations for marks that are substantially similar to the mark at issue in this proceeding. Further, Apple will rely on these registrations to establish, among other things, the scope of Apple's rights in the underlying marks in connection with goods and services that are identical and closely related to those identified in the subject application.

Current printouts of the above registrations from the USPTO's TESS electronic database and copies of records from the USPTO's Assignment database demonstrating a change of name or assignment to the current owner are attached hereto as Exhibit A.

Respectfully submitted,

Dated: November 4, 2013

KILPATRICK TOWNSEND & STOCKTON LLP

By: /s/Allison Scott Roach

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Attorneys for Opposer Apple Inc.

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

In the Matter of Application Serial No. **85/379,097**

For the mark: **CRAPPLE**

Filed: July 22, 2011

Published: December 20, 2011

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APPLE INC.,	:	
	:	Opposition No. 91204777
Opposer,	:	
	:	
v.	:	
	:	
NINJA ENTERTAINMENT	:	
HOLDINGS, LLC,	:	
	:	
Applicant.	:	
-----X		

CERTIFICATE OF SERVICE

This is to certify that a copy of the foregoing has been served on Ninja Entertainment Holdings, LLC by depositing a copy with the United States Postal Service as First Class Mail, postage prepaid, in an envelope addressed to:

Daniel Kelman
1934 Josephine Street
Pittsburgh, Pennsylvania 15203

This the 4th day of November, 2013.

/s/ Alberto Garcia
Alberto Garcia

EXHIBIT A



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Record 1 out of 1[TSDR](#) | [ASSIGN Status](#) | [TTAB Status](#) (Use the "Back" button of the Internet Browser to return to TESS)**Typed Drawing**

Word Mark	APPLE
Goods and Services	IC 009. US 026. G & S: COMPUTERS AND COMPUTER PROGRAMS RECORDED ON PAPER AND TAPE. FIRST USE: 19760400. FIRST USE IN COMMERCE: 19760400
Mark Drawing Code	(1) TYPED DRAWING
Serial Number	73120444
Filing Date	March 25, 1977
Current Basis	1A
Original Filing Basis	1A
Registration Number	1078312
International Registration Number	0870749
Registration Date	November 29, 1977
Owner	(REGISTRANT) APPLE COMPUTER, INC. CORPORATION CALIFORNIA 1 INFINITE LOOP CUPERTINO CALIFORNIA 950142081 (LAST LISTED OWNER) APPLE INC. CORPORATION CALIFORNIA 1 INFINITE LOOP CUPERTINO CALIFORNIA 95014
Assignment Recorded	ASSIGNMENT RECORDED
Attorney of Record	Thomas R. La Perle
Type of Mark	TRADEMARK
Register	PRINCIPAL
Affidavit Text	SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20070621.
Renewal	1ST RENEWAL 20070621
Live/Dead Indicator	LIVE

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Assignments on the Web > [Trademark Query](#)

Trademark Assignment Abstract of Title

Total Assignments: 1

Serial #: [73120444](#)

Filing Dt: 03/25/1977

Reg #: [1078312](#)

Reg. Dt: 11/29/1977

Registrant: APPLE COMPUTER, INC.

Mark: APPLE

Assignment: 1

Reel/Frame: [3468/0463](#)

Recorded: 01/25/2007

Pages: 5

Conveyance: CHANGE OF NAME

Assignor: [APPLE COMPUTER, INC.](#)

Exec Dt: 01/09/2007

Entity Type: CORPORATION

Citizenship: CALIFORNIA

Entity Type: CORPORATION

Citizenship: CALIFORNIA

Assignee: [APPLE INC.](#)

1 INFINITE LOOP

CUPERTINO, CALIFORNIA 95014

Correspondent: THOMAS R. LA PERLE

1 INFINITE LOOP

MS: 3TM

CUPERTINO, CA 95014

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Typed Drawing

Word Mark	APPLE
Goods and Services	IC 042. US 100 101. G & S: COMPUTER CONSULTATION, DESIGN, TESTING, RESEARCH AND ADVISORY SERVICES; RESEARCH AND DEVELOPMENT OF COMPUTER HARDWARE AND SOFTWARE; MAINTENANCE AND REPAIR OF COMPUTER SOFTWARE APPLICATIONS; UPDATING OF COMPUTER SOFTWARE; COMPUTER PROGRAMMING SERVICES; PROVIDING INFORMATION CONCERNING COMPUTERS AND COMPUTER SOFTWARE OVER COMPUTER NETWORKS AND GLOBAL COMMUNICATION NETWORKS; COMPUTER SERVICES, NAMELY, HOSTING WEB SITES AND PROVIDING WEB SITE OPERATION AND MANAGEMENT SERVICES TO OTHERS; COMPUTER SERVICES, NAMELY, PROVIDING SEARCH ENGINES FOR OBTAINING DATA ON COMPUTER NETWORKS AND GLOBAL COMMUNICATION NETWORKS; LEASING OF COMPUTERS, COMPUTER PERIPHERALS AND COMPUTER SOFTWARE. FIRST USE: 19800900. FIRST USE IN COMMERCE: 19800900
Mark Drawing Code	(1) TYPED DRAWING
Serial Number	78170383
Filing Date	October 2, 2002
Current Basis	1A
Original Filing Basis	1A
Published for Opposition	November 4, 2003
Registration Number	2808567
International Registration Number	0870749
Registration Date	January 27, 2004
Owner	(REGISTRANT) Apple Computer, Inc. CORPORATION CALIFORNIA 1 Infinite Loop Cupertino CALIFORNIA 95014 (LAST LISTED OWNER) APPLE INC. CORPORATION CALIFORNIA 1 INFINITE LOOP CUPERTINO CALIFORNIA 95014

Assignment Recorded ASSIGNMENT RECORDED
Attorney of Record Thomas R. La Perle
Prior Registrations 1078312;1144147;1895326;2079765;2132209;AND OTHERS
Type of Mark SERVICE MARK
Register PRINCIPAL
Affidavit Text SECT 15. SECT 8 (6-YR).
Live/Dead Indicator LIVE

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Trademark Assignment Abstract of Title

Total Assignments: 1

Serial #: [78170383](#)

Filing Dt: 10/02/2002

Reg #: [2808567](#)

Reg. Dt: 01/27/2004

Registrant: Apple Computer, Inc.

Mark: APPLE

Assignment: 1

Reel/Frame: [3468/0463](#)

Recorded: 01/25/2007

Pages: 5

Conveyance: CHANGE OF NAME

Assignor: [APPLE COMPUTER, INC.](#)

Exec Dt: 01/09/2007

Entity Type: CORPORATION

Citizenship: CALIFORNIA

Entity Type: CORPORATION

Citizenship: CALIFORNIA

Assignee: [APPLE INC.](#)

1 INFINITE LOOP

CUPERTINO, CALIFORNIA 95014

Correspondent: THOMAS R. LA PERLE

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APPLE

**Word Mark
Goods and
Services**

APPLE

IC 009. US 021 023 026 036 038. G & S: Computer hardware; computer hardware, namely, server, desktop, laptop and notebook computers; computer memory hardware; computer disc drives; optical disc drives; computer hardware, software and computer peripherals for communication between multiple computers and between computers and local and global computer networks; computer networking hardware; set top boxes; computer hardware and computer software for the reproduction, processing and streaming of audio, video and multimedia content; computer hardware and software for controlling the operation of audio and video devices and for viewing, searching and/or playing audio, video, television, movies, photographs and other digital images, and other multimedia content; computer monitors; liquid crystal displays; flat panel display monitors; computer keyboards, cables, modems; computer mice; electronic docking stations; stands specially designed for holding computer hardware and portable and handheld digital electronic devices; batteries; rechargeable batteries; battery chargers; battery packs; power adapters for computers; electrical connectors, wires, cables, and adaptors; wired and wireless remote controls for computers and portable and handheld digital electronic devices; headphones and earphones; stereo headphones; in-ear headphones; microphones; audio equipment for vehicles, namely, MP3 players; sound systems comprising remote controls, amplifiers, loudspeakers and components thereof; audio recorders; radio receivers; radio transmitters; personal digital assistants; portable digital audio and video players; electronic organizers; cameras; telephones; mobile phones; videophones; computer gaming machines, namely, stand-alone video gaming machines; handheld and mobile digital electronic devices for the sending and receiving of telephone calls, electronic mail and other digital media; MP3 and other digital format audio and video players. portable and handheld digital electronic devices for recording, organizing, transmitting, receiving, manipulating, playing and reviewing text, data, image, audio and video files; a full line of electronic and mechanical parts and fitting for portable and handheld digital electronic devices for recording, organizing, transmitting, receiving, manipulating, playing and reviewing text, data, image, audio and video files, namely, headphones, microphones, remote controls, batteries, battery chargers, devices for hands-free use, keyboards, adapters; parts and accessories for mobile telephones, namely, mobile telephone covers, mobile telephone cases, mobile telephone covers made of cloth or textile materials, mobile telephone batteries, mobile telephone battery chargers, headsets for mobile telephones, devices for hands-free use of mobile telephones; carrying cases, sacks, and bags, all for

use with computers and portable and handheld digital electronic devices; operating system programs; computer utility programs for computer operating systems; a full line of computer software for business, home, education, and developer use; computer software for use in organizing, transmitting, receiving, manipulating, playing and reviewing text, data, image, audio, and video files; computer programs for personal information management; database management software; character recognition software; electronic mail and messaging software; telecommunications software for connecting wireless devices, mobile telephones, handheld digital electronic devices, computers, laptop computers, computer network users, global computer networks; database synchronization software; computer programs for accessing, browsing and searching online databases; computer software to develop other computer software; computer software for use as a programming interface; computer software for use in network server sharing; local and wide area networking software. computer software for matching, correction, and reproduction of color; computer software for use in digital video and audio editing; computer software for use in enhancing text and graphics; computer software for use in font justification and font quality; computer software for use to navigate and search a global computer information network; computer software for use in word processing and database management; word processing software incorporating text, spreadsheets, still and moving images, sounds and clip art; computer software for use in authoring, downloading, transmitting, receiving, editing, extracting, encoding, decoding, playing, storing and organizing audio, video, still images and other digital media; computer software for analyzing and troubleshooting other computer software; computer graphics software; computer search engine software; website development software; computer software for remote viewing, remote control, communications and software distribution within personal computer systems and across computer networks; computer programs for file maintenance and data recovery; computer software for recording and organizing calendars and schedules, to-do lists, and contact information; computer software for clock and alarm clock functionality; computer software and prerecorded computer programs for personal information management; electronic mail and messaging software; computer programs for accessing, browsing and searching online databases; computer software and firmware for operating system programs; blank computer storage media; user manuals in electronically readable, machine readable or computer readable form for use with, and sold as a unit with, all the aforementioned goods; instructional manuals packaged in association with the above. FIRST USE: 19760401. FIRST USE IN COMMERCE: 19760401

**Standard
Characters
Claimed**

**Mark
Drawing
Code** (4) STANDARD CHARACTER MARK

**Serial
Number** 77172511

Filing Date May 3, 2007

**Current
Basis** 1A

**Original
Filing Basis** 1B

**Published for
Opposition** January 1, 2008

**Registration
Number** 3928818

**International
Registration
Number** 0956402

**Registration
Date** March 8, 2011

Owner (REGISTRANT) Apple Inc. CORPORATION CALIFORNIA 1 Infinite Loop Cupertino CALIFORNIA 95014

**Attorney of
Record** Thomas R. La Perle

**Prior
Registrations** 1078312;2034964;2808567;AND OTHERS

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Live/Dead Indicator LIVE

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APPLE

Word Mark	APPLE
Goods and Services	IC 009. US 021 023 026 036 038. G & S: Musical sound records; sound records featuring entertainment; sound records featuring music, musicians, documentaries, biographies, interviews, performances, reviews, drama and fiction; musical video records; video records featuring entertainment; video records featuring music, musicians, caricatures, cartoons, animation, documentaries, biographies, interviews, performances, reviews, drama and fiction; cinematographic films; musical sound recordings; musical video recordings; audio and visual recordings featuring or relating to music, entertainment and films; pre-recorded compact discs, [audio tapes,] gramophone records, [video tapes,] video discs, DVDs, CD-ROMs ((and interactive compact discs,)) all featuring or relating to music and films; digitally recorded sound and video records; ((downloadable musical sound and video records; downloadable sound and video records featuring or relating to music, entertainment and films))
Standard Characters Claimed	
Mark Drawing Code	(4) STANDARD CHARACTER MARK
Serial Number	78430230
Filing Date	June 4, 2004
Current Basis	44E
Original Filing Basis	44E
Published for Opposition	October 4, 2005
Change In Registration	CHANGE IN REGISTRATION HAS OCCURRED
Registration	3317089

Number**Registration
Date**

October 23, 2007

Owner(REGISTRANT) Apple Corps Limited COMPANY UNITED KINGDOM 27 Ovington Square London
SW3 1LJ UNITED KINGDOM(LAST LISTED OWNER) APPLE INC. CORPORATION CALIFORNIA 1 INFINITE LOOP
CUPERTINO CALIFORNIA 95014**Assignment
Recorded**

ASSIGNMENT RECORDED

**Attorney of
Record**

Thomas R. La Perle

**Prior
Registrations**

2034964

Type of Mark

TRADEMARK

Register

PRINCIPAL

Affidavit Text

SECT 15. SECT 8 (6-YR).

**Live/Dead
Indicator**

LIVE

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Trademark Assignment Abstract of Title

Total Assignments: 1

Serial #: [78430230](#)

Filing Dt: 06/04/2004

Reg #: [3317089](#)

Reg. Dt: 10/23/2007

Registrant: Apple Corps Limited

Mark: APPLE

Assignment: 1

Reel/Frame: [3691/0084](#)

Recorded: 01/07/2008

Pages: 4

Conveyance: ASSIGNS THE ENTIRE INTEREST

Assignor: [APPLE CORPS LIMITED](#)

Exec Dt: 01/07/2008

Entity Type: COMPANY

Citizenship: UNITED KINGDOM

Entity Type: CORPORATION

Citizenship: CALIFORNIA

Assignee: [APPLE INC.](#)

1 INFINITE LOOP

CUPERTINO, CALIFORNIA 95014

Correspondent: THOMAS R. LA PERLE

1 INFINITE LOOP

MS: 3TM

CUPERTINO, CA 95014



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Goods and Services	IC 009. US 026 038. G & S: COMPUTERS AND COMPUTER PROGRAMS RECORDED ON PAPER AND TAPE. FIRST USE: 19770100. FIRST USE IN COMMERCE: 19770100
Mark Drawing Code	(2) DESIGN ONLY
Design Search Code	05.09.05 - Apples
Serial Number	73162799
Filing Date	March 20, 1978
Current Basis	1A
Original Filing Basis	1A
Change In Registration	CHANGE IN REGISTRATION HAS OCCURRED
Registration Number	1114431
Registration Date	March 6, 1979
Owner	(REGISTRANT) APPLE COMPUTER, INC. CORPORATION CALIFORNIA 1 INFINITE LOOP CUPERTINO CALIFORNIA 95014
	(LAST LISTED OWNER) APPLE INC. CORPORATION CALIFORNIA 1 INFINITE LOOP CUPERTINO CALIFORNIA 95014
Assignment Recorded	ASSIGNMENT RECORDED
Attorney of Record	Thomas R. La Perle
Prior	

Registrations	1078312
Description of Mark	THE MARK CONSISTS OF A SILHOUETTE OF AN APPLE WITH A BITE REMOVED.
Type of Mark	TRADEMARK
Register	PRINCIPAL
Affidavit Text	SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20080314.
Renewal	2ND RENEWAL 20080314
Live/Dead Indicator	LIVE

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Trademark Assignment Abstract of Title

Total Assignments: 1

Serial #: [73162799](#) Filing Dt: 03/20/1978 Reg #: [1114431](#) Reg. Dt: 03/06/1979

Registrant: APPLE COMPUTER, INC.

Mark:

Assignment: 1

Reel/Frame: [3468/0526](#) Recorded: 01/25/2007 Pages: 5

Conveyance: CHANGE OF NAME

Assignor: APPLE COMPUTER, INC.	Exec Dt: 01/09/2007
	Entity Type: CORPORATION
	Citizenship: CALIFORNIA
Assignee: APPLE INC.	Entity Type: CORPORATION
1 INFINITE LOOP	Citizenship: CALIFORNIA

CUPERTINO, CALIFORNIA 95014

Correspondent: THOMAS R. LA PERLE

1 INFINITE LOOP
MS: 3TM
CUPERTINO, CA 95014

If you have any comments or questions concerning the data displayed, contact PRD / Assignments at 571-272-3350. v.2.3.4
Web interface last modified: Jul 8, 2013 v.2.3.4

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**Goods and Services**

IC 009. US 021 023 026 036 038. G & S: Computers hardware; computer hardware, namely, server, desktop, laptop, notebook and subnotebook computers; hand held and mobile computers; computer [terminals and] monitors; personal digital assistants; portable digital audio players; electronic organizers; computer keyboards, cables, [modems;] audio speakers; computer video control devices, namely, computer mice, [trackballs, joysticks and gamepads;] a full line of computer software for business, home, education, and developer use; computer programs for personal information management; database management software; [character recognition software; telephony management software;] electronic mail and messaging software; [telecommunications software, namely, for paging;] database synchronization software; computer programs for accessing, browsing and searching online databases; operating system software; application development tool programs; blank computer storage media; fonts, typefaces, type designs and symbols recorded on magnetic media; computer software for use in providing multiple user access to a global computer information network for searching, retrieving, transferring, manipulating and disseminating a wide range of information; computer software for use as a programming interface; computer software for use in network server sharing; local and wide area networking software; computer software for matching, correction, and reproduction of color; computer software for use in digital video and audio editing; computer software for use in enhancing text and graphics; computer software for use in font justification and font quality; computer software for use to navigate and search a global computer information network, as well as to organize and summarize the information retrieved. computer software for use in word processing and database management; word processing software incorporating text, spreadsheets, still and moving images, sounds and clip art; computer software for use in authoring, downloading, transmitting, receiving, editing, extracting, encoding, decoding, playing, storing and organizing audio, video, still images and other digital data; computer software for analyzing and troubleshooting other computer software; children's educational software; computer game software; Computer graphics software; [Computer search engine software;] Web site development software; computer program which provides remote viewing, remote control, communications and software distribution within personal computer systems and across computer network; computer programs for file maintenance and data recovery; computer peripherals; instructional manuals packaged in association with the above. FIRST USE: 19770101. FIRST USE IN COMMERCE: 19770101

Mark Drawing Code (2) DESIGN ONLY
Design Search Code 05.09.05 - Apples
Serial Number 76426501
Filing Date July 1, 2002
Current Basis 1A
Original Filing Basis 1A
Published for Opposition February 18, 2003
Registration Number **2715578**
International Registration Number 0851679
Registration Date May 13, 2003
Owner (REGISTRANT) Apple Computer, Inc. CORPORATION CALIFORNIA 1 Infinite Loop Cupertino CALIFORNIA 95014

(LAST LISTED OWNER) APPLE INC. CORPORATION CALIFORNIA 1 INFINITE LOOP CUPERTINO CALIFORNIA 95014
Assignment Recorded ASSIGNMENT RECORDED
Attorney of Record Thomas R. La Perle
Prior Registrations 1078312;1157920;1219945;1303085;1401154;2180949;AND OTHERS
Description of Mark Color is not claimed as a feature of the mark.
Type of Mark TRADEMARK
Register PRINCIPAL
Affidavit Text SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20130424.
Renewal 1ST RENEWAL 20130424
Live/Dead Indicator LIVE

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Trademark Assignment Abstract of Title

Total Assignments: 1

Serial #: [76426501](#)

Filing Dt: 07/01/2002

Reg #: [2715578](#)

Reg. Dt: 05/13/2003

Registrant: Apple Computer, Inc.

Mark:

Assignment: 1

Reel/Frame: [3468/0526](#)

Recorded: 01/25/2007

Pages: 5

Conveyance: CHANGE OF NAME

Assignor: [APPLE COMPUTER, INC.](#)

Exec Dt: 01/09/2007

Entity Type: CORPORATION

Citizenship: CALIFORNIA

Entity Type: CORPORATION

Citizenship: CALIFORNIA

Assignee: [APPLE INC.](#)

1 INFINITE LOOP

CUPERTINO, CALIFORNIA 95014

Correspondent: THOMAS R. LA PERLE

1 INFINITE LOOP

MS: 3TM

CUPERTINO, CA 95014



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Goods and Services

IC 009. US 021 023 026 036 038. G & S: Computers; computer hardware; computer peripherals; handheld computers; handheld mobile digital electronic devices for recording, organizing, transmitting, manipulating, and reviewing text, data, image, audio, and audiovisual files, for the sending and receiving of telephone calls, electronic mail, and other digital data, for use as a digital format audio player, handheld computer, personal digital assistant, electronic organizer, electronic notepad, camera, and global positioning system (GPS) electronic navigation device; digital audio and video recorders and players; personal digital assistants; electronic organizers; cameras; telephones; mobile phones; satellite navigational systems, namely, global positioning systems (GPS); electronic navigational devices, namely, global positioning satellite (GPS) based navigation receivers; computer game machines for use with external display screens, monitors, or televisions; a full line of accessories and parts for the aforementioned goods; stands, covers, cases, holsters, power adaptors, and wired and wireless remote controls for the aforementioned goods; computer memory hardware; computer disc drives; optical disc drives; computer networking hardware; computer monitors; flat panel display monitors; computer keyboards; computer cables; modems; computer mice; electronic docking stations; set top boxes; batteries; battery chargers; electrical connectors, wires, cables, and adaptors; devices for hands-free use; headphones; earphones; ear buds; audio speakers; microphones; and headsets; a full line of computer software for business, home, education, and developer use; user manuals for use with, and sold as a unit with, the aforementioned goods. downloadable audio and video files, movies, ring tones, video games, television programs, pod casts and audio books via the internet and wireless devices featuring music, movies, videos, television, celebrities, sports, news, history, science, politics, comedy, children's entertainment, animation, culture, current events and topics of general interest. FIRST USE: 19770131. FIRST USE IN COMMERCE: 19770131

Mark Drawing Code

(2) DESIGN ONLY

Design Search Code

05.09.05 - Apples

Trademark Search Facility

VEG Plant life such as trees, flowers, fruits, grains, nuts, wreaths, and leaves

**Classification
Code****Serial Number** 77648705**Filing Date** January 13, 2009**Current Basis** 1A**Original Filing
Basis** 1A**Published for
Opposition** June 23, 2009**Registration
Number** **3679056****International
Registration
Number** 1014459**Registration
Date** September 8, 2009**Owner** (REGISTRANT) Apple Inc. CORPORATION CALIFORNIA 1 Infinite Loop Cupertino CALIFORNIA 95014**Attorney of
Record** Thomas R. La Perle**Prior
Registrations** 1114431;2715578;2753069;AND OTHERS**Description of
Mark** Color is not claimed as a feature of the mark. The mark consists of the design of an apple with a bite removed.**Type of Mark** TRADEMARK**Register** PRINCIPAL**Live/Dead
Indicator** LIVE[TESS HOME](#)[NEW USER](#)[STRUCTURED](#)[FREE FORM](#)[BROWSE DICT](#)[SEARCH OG](#)[TOP](#)[HELP](#)[|.HOME](#) | [SITE INDEX](#) | [SEARCH](#) | [eBUSINESS](#) | [HELP](#) | [PRIVACY POLICY](#)



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Goods and Services

IC 028. US 022 023 038 050. G & S: Stand alone video game machines; [pinball and arcade game machines;] hand-held unit for playing electronic games; [coin-operated video games; toy computers; electronic action toys;] electronic educational game machines for children; musical toys [; battery operated remote controlled toy vehicles; toys and games, namely, action figures and accessories therefore; board games; card games; playing cards]

Mark Drawing Code

(2) DESIGN ONLY

Design Search Code

05.09.05 - Apples

Serial Number

78155196

Filing Date

August 16, 2002

Current Basis

44E

Original Filing Basis

1B;44D

Published for Opposition

August 10, 2004

Registration Number

2951270

International Registration Number

0868666

Registration Date

May 17, 2005

Owner

(REGISTRANT) Apple Computer, Inc. CORPORATION CALIFORNIA 1 Infinite Loop Cupertino CALIFORNIA 95014

(LAST LISTED OWNER) APPLE INC. CORPORATION CALIFORNIA 1 INFINITE LOOP

	CUPERTINO CALIFORNIA 95014
Assignment Recorded	ASSIGNMENT RECORDED
Attorney of Record	Thomas R. La Perle
Priority Date	February 26, 2002
Prior Registrations	1114431;1130288;1401154;AND OTHERS
Description of Mark	The mark consists of the design of an apple with a bite removed.
Type of Mark	TRADEMARK
Register	PRINCIPAL
Affidavit Text	SECT 8 (6-YR).
Live/Dead Indicator	LIVE

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Assignments on the Web > [Trademark Query](#)

Trademark Assignment Abstract of Title

Total Assignments: 1

Serial #: [78155196](#) Filing Dt: 08/16/2002 Reg #: [2951270](#) Reg. Dt: 05/17/2005

Registrant: Apple Computer, Inc.

Mark:

Assignment: 1

Reel/Frame: [3468/0526](#) Recorded: 01/25/2007 Pages: 5

Conveyance: CHANGE OF NAME

Assignor: [APPLE COMPUTER, INC.](#)

Exec Dt: 01/09/2007

Entity Type: CORPORATION

Citizenship: CALIFORNIA

Entity Type: CORPORATION

Citizenship: CALIFORNIA

Assignee: [APPLE INC.](#)

1 INFINITE LOOP

CUPERTINO, CALIFORNIA 95014

Correspondent: THOMAS R. LA PERLE

1 INFINITE LOOP

MS: 3TM

CUPERTINO, CA 95014

Search Results as of: 11/04/2013 03:35 PM

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Web interface last modified: Jul 8, 2013 v.2.3.4



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iPhone

Word Mark

IPHONE

Goods and Services

IC 009. US 021 023 026 036 038. G & S: Handheld mobile digital electronic devices for the sending and receiving of telephone calls, electronic mail, and other digital data, for use as a digital format audio player, and for use as a handheld computer, personal digital assistant, electronic organizer, electronic notepad, and camera. FIRST USE: 20070629. FIRST USE IN COMMERCE: 20070629

IC 028. US 022 023 038 050. G & S: Handheld unit for playing electronic games. FIRST USE: 20070629. FIRST USE IN COMMERCE: 20070629

IC 038. US 100 101 104. G & S: Telecommunication access services; communication by computer; transmission of data and of information by electronic means; provision of telecommunications connections to computer databases and the Internet; electronic transmission of streamed and downloadable audio and video files via computer and other communications networks; delivery of messages by electronic transmission; provision of telecommunications connections to electronic communications networks, for transmission or reception of audio, video or multimedia content. FIRST USE: 20070629. FIRST USE IN COMMERCE: 20070629

Mark Drawing Code

(3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS

Design Search Code

05.09.05 - Apples

Trademark

Search Facility Classification Code

LETS-1 I A single letter, multiples of a single letter or in combination with a design
VEG Plant life such as trees, flowers, fruits, grains, nuts, wreaths, and leaves

Serial Number 77976400

Filing Date December 15, 2007

Current Basis 1A

Original Filing Basis 1B;44D

Published for Opposition November 24, 2009

Registration Number **3746840**

International Registration Number 0975076

Registration Date February 9, 2010

Owner (REGISTRANT) Apple Inc. CORPORATION CALIFORNIA 1 Infinite Loop Cupertino CALIFORNIA 95014

Attorney of Record Thomas R. La Perle

Priority Date June 22, 2007

Prior Registrations 2715578;2753069;2870477;3669402;AND OTHERS

Description of Mark Color is not claimed as a feature of the mark. The mark consists of a design of an apple with a bite removed.

Type of Mark TRADEMARK. SERVICE MARK

Register PRINCIPAL-2(F)-IN PART

Live/Dead Indicator LIVE

Distinctiveness Limitation Statement as to "IPHONE"

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APPLE TV

**Word Mark
Goods and
Services**

APPLE TV

IC 009. US 021 023 026 036 038. G & S: Computer hardware; computer networking hardware; set top boxes; digital electronic devices for recording, organizing, transmitting, receiving, manipulating, playing and reviewing text, data, image, audio and video files; computer software for use in organizing, transmitting, receiving, manipulating, playing and reviewing text, data, image, audio, and video files; computer hardware and computer software for the reproduction, processing and streaming of audio, video and multimedia content; computer hardware and software for controlling the operation of audio and video devices and for viewing, searching and/or playing audio, video, television, movies, photographs and other digital images, and other multimedia content. FIRST USE: 20070321. FIRST USE IN COMMERCE: 20070321

**Standard
Characters
Claimed****Mark Drawing
Code**

(4) STANDARD CHARACTER MARK

**Trademark
Search Facility
Classification
Code**

LETS-2 TV Two letters or combinations of multiples of two letters

Serial Number 77152380**Filing Date** April 9, 2007**Current Basis** 1A**Original Filing
Basis** 1A;44D**Published for
Opposition** October 9, 2007**Registration** 3359045

Number
**International
Registration
Number** 0928475
**Registration
Date** December 25, 2007
Owner (REGISTRANT) Apple Inc. CORPORATION CALIFORNIA 1 Infinite Loop Cupertino CALIFORNIA 95014
**Attorney of
Record** Thomas R. La Perle
Priority Date November 13, 2006
**Prior
Registrations** 1078312;2034964;2808567;AND OTHERS
Disclaimer NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "TV" APART FROM THE MARK AS SHOWN
Type of Mark TRADEMARK
Register PRINCIPAL
Affidavit Text SECT 15. SECT 8 (6-YR).
**Live/Dead
Indicator** LIVE

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Word Mark

TV

Goods and Services

IC 009. US 021 023 026 036 038. G & S: Computer hardware; computer networking hardware; set top boxes; digital electronic devices for recording, organizing, transmitting, receiving, manipulating, playing and reviewing text, data, image, audio and video files; computer software for use in organizing, transmitting, receiving, manipulating, playing and reviewing text, data, image, audio, and video files; computer hardware and computer software for the reproduction, processing and streaming of audio, video and multimedia content; computer hardware and software for controlling the operation of audio and video devices and for viewing, searching and/or playing audio, video, television, movies, photographs and other digital images, and other multimedia content. FIRST USE: 20070321. FIRST USE IN COMMERCE: 20070321

Mark Drawing Code

(3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS

Design Search Code

05.09.05 - Apples

Trademark

Search Facility Classification Code

LETS-2 TV Two letters or combinations of multiples of two letters
VEG Plant life such as trees, flowers, fruits, grains, nuts, wreaths, and leaves

Serial Number

77154348

Filing Date

April 11, 2007

Current Basis

1A

Original Filing Basis

1A

Published for Opposition

October 9, 2007

Registration Number

3359157

International Registration Number	0946501
Registration Date	December 25, 2007
Owner	(REGISTRANT) Apple Inc. CORPORATION CALIFORNIA 1 Infinite Loop Cupertino CALIFORNIA 95014
Attorney of Record	Yuka Sugar
Prior Registrations	1114431;2715578;2753069;AND OTHERS
Disclaimer	NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "TV" APART FROM THE MARK AS SHOWN
Description of Mark	Color is not claimed as a feature of the mark. The mark consists of a design of an apple with a bite removed.
Type of Mark	TRADEMARK
Register	PRINCIPAL
Affidavit Text	SECT 15. SECT 8 (6-YR).
Live/Dead Indicator	LIVE

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